



UNITED STATES BANKRUPTCY
COURT DISTRICT OF NEW JERSEY

MELLINGER KARTZMAN LLC

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*Attorneys for Steven P. Kartzman,
Chapter 7 Trustee*

In re:

**MICHAEL KALFUS and ROBIN
KALFUS,**

Debtors.

Order Filed on August 18, 2021
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No. 18-13396 (VFP)

Chapter 7

Honorable Vincent F. Papalia

Hearing Date: August 17, 2021

**ORDER ESTABLISHING A BAR DATE FOR FILING CERTAIN
CHAPTER 11 ADMINISTRATIVE EXPENSE CLAIMS AND APPROVING
FORM, MANNER, AND SUFFICIENCY OF NOTICE THEREOF**

The relief set forth on the following pages, numbered two (2) through four (4), is hereby
ORDERED.

DATED: August 18, 2021

A handwritten signature in black ink, appearing to read "Honorable Vincent F. Papalia".

Honorable Vincent F. Papalia
United States Bankruptcy Judge

Debtor: Robert Kalfus and Robin Kalfus

Case No.: 18-13396 (VFP)

Caption: Order Establishing a Bar Date for Filing Certain Administrative Claims and Approving Form, Manner, and Sufficiency of Notice Thereof

THIS MATTER having been brought before the Court by Steven P. Kartzman, the Chapter 7 Trustee (the “Trustee”), by and through his attorneys Mellinger Kartzman LLC, for entry of an Order Establishing a Bar Date for Filing Certain Administrative Claims and Approving Form, Manner, and Sufficiency of Notice Thereof (the “Motion”); and the Court having considered the moving papers, the objections thereto, if any, and the arguments of counsel, if any; and the Court having determined that the relief requested in the Motion is in the best interest of the Estate; and good and sufficient notice of the Motion having been provided to all parties in interest as set forth in the Certification of Service filed with the Court; and good cause appearing for the entry of this Order, it is hereby:

ORDERED AS FOLLOWS:

1. Pursuant to Rule 3003(c)(3) of the Federal Rules of Bankruptcy Procedure, all entities, including individuals, partnerships, corporations, estates, trusts and governmental units holding a claim as defined in 11 U.S.C. § 101(5) against the Debtor that constitutes an Administrative Claim (hereinafter defined) arising on or after February 22, 2018 and before August 1, 2018, must file a request for an allowance of such Administrative Claim on or before October 1, 2021 (the “Administrative Bar Date”) with the Clerk of the United States Bankruptcy Court for the District of New Jersey, Martin Luther King, Jr. Federal Building, 50 Walnut Street, Third Floor, Newark New Jersey 07102, and simultaneously serve a copy on the Trustee’s counsel at Mellinger Kartzman LLC, Attn: Steven A. Jayson, Esq., 101 Gibraltar Drive, Suite 2F, Morris Plains, New Jersey 07950.

2. For purposes of this Order, an Administrative Claim shall include any Claim (as defined in 11 U.S.C. § 101(5)) with respect to which a holder intends to seek priority of payment

Debtor: Robert Kalfus and Robin Kalfus

Case No.: 18-13396 (VFP)

Caption: Order Establishing a Bar Date for Filing Certain Administrative Claims and Approving Form, Manner, and Sufficiency of Notice Thereof

pursuant to 11 U.S.C. §§ 503 and 507(a)(2), except that holders of the following types of administrative expense claims need not file requests for allowance of such claims by the Administrative Bar Date: (i) administrative claims of professionals retained pursuant to 11 U.S.C. §§ 327 and 328, and (ii) all fees payable and unpaid pursuant to 28 U.S.C. § 1930.

3. All entities required to file a request for allowance of an Administrative Claim as provided by this Order, but which fail to do so on or before the Administrative Bar Date, shall not, with respect to any such claim, be treated as a creditor of the Debtor for purposes of allowing such claim, and such claims shall forever be barred.

4. All requests for allowance of Administrative Claims must be filed in accordance with the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules of this Court.

5. Mellinger Kartzman LLC, the Trustee's counsel, be and is hereby authorized to serve the Notice of the Administrative Bar Date, in substantially the form annexed hereto as Exhibit "A" (the "Notice"), which form of Notice is hereby approved, by mailing a copy of the Notice to: (i) the Office of the United States Trustee for the District of New Jersey; (ii) all known creditors; (iii) all parties known by the Trustee to have provided post-petition goods and/or services to the Debtor after the Filing Date; (iv) the Internal Revenue Service; (v) the State of New Jersey; (vi) all parties who have filed and served a Notice of Appearance on the Debtor.

6. The Trustee is hereby further authorized and directed to publish the Notice, within seven (7) days of the entry of this Order, in The Star Ledger for two (2) consecutive business days.

7. The terms of the Notice be and are hereby incorporated into this Order as if fully set forth herein and approved in all respects.

Debtor: Robert Kalfus and Robin Kalfus

Case No.: 18-13396 (VFP)

Caption: Order Establishing a Bar Date for Filing Certain Administrative Claims and Approving Form, Manner, and Sufficiency of Notice Thereof

8. The notice provided by the Notice and by the publication required by the terms of this Order is hereby deemed sufficient notice of the Administrative Bar Date for filing administrative expense proofs of claim in accordance with FED. R. BANKR. P. 2002(a)(7), (l), and (m).

9. A copy of this Order shall be served on all parties who are affected by this action within seven (7) days of the date hereof.

EXHIBIT “A”

**MICHAEL KALFUS and ROBIN KALFUS
UNITED STATES BANKRUPTCY COURT, DISTRICT OF NEW JERSEY
CASE NO. 18-13396 (VFP)**

DEADLINE TO FILE AN ADMINISTRATIVE PROOF OF CLAIM: OCTOBER 1, 2021

COMMENCEMENT OF CASE: On February 22, 2018, Michael Kalfus and Robin Kalfus (the “Debtor” or “Kalfus”) filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code (the “Bankruptcy Code”). The case was converted to Chapter 7 on August 1, 2018. All documents filed with the Court are available for inspection at the Office of the Clerk of the Bankruptcy Court, Martin Luther King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, NJ 07102, Phone: 973-645-4764. NOTE: The staff of the Bankruptcy Clerk’s Office is prohibited by law from giving legal advice.

NOTICE OF ADMINISTRATIVE CLAIMS BAR DATE. NOTICE IS HEREBY GIVEN THAT the United States Bankruptcy Court for the District of New Jersey has fixed October 1, 2021, as the last date (the “Administrative Claims Bar Date”) by which all entities, including individuals, partnerships, corporations, estates, trusts and governmental units (collectively, “Person”) holding Administrative Claims (as defined below) against the Debtor that arose on or after February 22, 2018, but prior to August 1, 2018, must file a request for allowance of such Administrative Claims. Any Person who asserts such an Administrative Claim and wishes to have such Administrative Claim allowed by the Court and paid by the Trustee must file a Chapter 11 administrative proof of claim with the Office of the Clerk of the Bankruptcy Court, so that it is received by the Bankruptcy Clerk’s Office, Martin Luther King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, NJ 07102, and the Trustee’s counsel (at the address set forth below), no later than October 1, 2021. All requests for the allowance of payment of Administrative Claims shall conform substantially to N.J. LBR 3001-1(a) (Mandatory Form *Request for Payment of Administrative Expense*) of the Official Bankruptcy Forms, and must be marked with the words “Administrative Proof of Claim.” **SHOULD YOU FAIL TO FILE A TIMELY REQUEST FOR ALLOWANCE OF AN ADMINISTRATIVE EXPENSE CLAIM, SUCH CLAIM SHALL NOT BE ALLOWED BY THE COURT OR PAID BY THE ESTATE.**

For purposes of this Notice, an Administrative Claim is a Claim (as hereinafter defined) with respect to which a holder intends to seek priority of payment pursuant to 11 U.S.C. §§ 503 and 507(a)(1) of the Bankruptcy Code, except that holders of the following types of administrative expense claims need not file requests for allowance of such Claims by the Administrative Claims Bar Date: (i) administrative claims of professionals retained pursuant to 11 U.S.C. §§ 327 and 328 of the Bankruptcy Code, and (ii) all fees payable and unpaid pursuant to 28 U.S.C. § 1930.

For purposes of this Notice, a Claim means (a) the right to payment whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured (including potential and unmatured tort and contract claims), fully accrued, disputed, undisputed, legal, equitable, secured or unsecured or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to receive payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured (including potential and unmatured tort and contract claims), fully accrued, disputed, undisputed, secured or unsecured. Additional information regarding the filing of administrative expense claims and/or a complete copy of the Trustee’s motion papers for an Order fixing the Administrative Bar Date may be obtained from the Trustee’s counsel at the following address: Mellinger Kartzman LLC, Attn: Steven A. Jayson, Esq., 101 Gibraltar Drive, Suite 2F, Morris Plains, New Jersey 07950, Telephone No. (201) 267-0220.

In re:
Michael Kalfus
Robin Kalfus
Debtors

Case No. 18-13396-VFP
Chapter 7

District/off: 0312-2
Date Rcvd: Aug 19, 2021

User: admin
Form ID: pdf903

Page 1 of 3
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 21, 2021:

Recip ID	Recipient Name and Address
db/jdb	#+ Michael Kalfus, Robin Kalfus, 7 Lakeview Terrace, Montville, NJ 07045-9158

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 21, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 19, 2021 at the address(es) listed below:

Name	Email Address
Anthony Sodono, III	on behalf of Joint Debtor Robin Kalfus asodono@msbnj.com
Anthony Sodono, III	on behalf of Defendant Michael Kalfus asodono@msbnj.com
Anthony Sodono, III	on behalf of Defendant Robin Kalfus asodono@msbnj.com
Anthony Sodono, III	on behalf of Debtor Michael Kalfus asodono@msbnj.com
Anthony Sodono, III	

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Page 2 of 3

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on behalf of Defendant Michael and Robin Kalfus asodono@msbnj.com

Caitlin Conklin

on behalf of Creditor Lakeland Bank caitlin.conklin@klgates.com Aidan.Nowak@klgates.com

Charles Michael Rowan

on behalf of Creditor Albert Kenney mrowan@herzfeld-rubin.com

Christian Del Toro

on behalf of Creditor Haven Savings Bank cdeltoro@martonelaw.com bky@martonelaw.com

David Gerardi

on behalf of U.S. Trustee U.S. Trustee david.gerardi@usdoj.gov

Denise E. Carlon

on behalf of Creditor VW Credit Leasing Ltd dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Elizabeth L. Wassall

on behalf of Creditor THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS TRUSTEE (CWALT 2005-J9) ewassall@logs.com, njbankruptcynotifications@logs.com;logsecf@logs.com

Eugene Killian, Jr.

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Forrest Scott Turkish

on behalf of Attorney Forrest Turkish fsturkish@aol.com

Frank J Martone

on behalf of Creditor Haven Savings Bank bky@martonelaw.com

Guillermo Gonzalez

on behalf of Joint Debtor Robin Kalfus ggonzalez@scura.com
ecfbkfilings@scuramealey.com;dstevens@scura.com;jromero@scura.com;mduran@scura.com;vmajano@scura.com;rshah@scura.com;martinezcr93878@notify.bestcase.com;apasku@scura.com;sduarte@scura.com;eflaim@scura.com

Guillermo Gonzalez

on behalf of Debtor Michael Kalfus ggonzalez@scura.com
ecfbkfilings@scuramealey.com;dstevens@scura.com;jromero@scura.com;mduran@scura.com;vmajano@scura.com;rshah@scura.com;martinezcr93878@notify.bestcase.com;apasku@scura.com;sduarte@scura.com;eflaim@scura.com

John O'Boyle

on behalf of Plaintiff Osborn Financial Group LLC joboyle@norgaardfirm.com,
sferreira@norgaardfirm.com;184grandno@gmail.com;kcimmino@norgaardfirm.com;crose@norgaardfirm.com

John A. Fialowitz

on behalf of Plaintiff Fishman consulting group llc john@fialowitzlaw.com

Joseph L. Schwartz

on behalf of Interested Party The County of Morris Morris County Sheriff's Office jschwartz@riker.com

Judah B Loewenstein

on behalf of Trustee Steven P. Kartzman jloewenstein@msklaw.net
sjayson@msklaw.net;pmasiello@msklaw.net;donnaz@msklaw.net

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Matteo Percontino

on behalf of Creditor Lakeland Bank mpercontino@coleschotz.com

Melissa S DiCerbo

on behalf of Creditor THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS TRUSTEE (CWALT 2005-J9) nj-ecfmail@mwc-law.com, nj-ecfmail@ecf.courtdrive.com

Rebecca Ann Solarz

on behalf of Creditor VW Credit Leasing Ltd rsolarz@kmllawgroup.com

Richard Honig

on behalf of Mediator Richard B. Honig rhonig@hlglaw.com

Richard James Tracy, III

on behalf of Creditor The Bank of New York Mellon FKA The Bank of New York, as Trustee for the Certificateholders of Cwalt Alternative Loan Trust 2005-J9, Mortgage Pass-Through Certificates, Series 2005-J9 by its servicer richard.tracy.iii@gmail.com, tshariff@schillerknapp.com;kcollins@schillerknapp.com;ahight@schillerknapp.com

Sari Blair Placona

on behalf of Debtor Michael Kalfus splacona@msbnj.com

Sari Blair Placona

District/off: 0312-2

User: admin

Page 3 of 3

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on behalf of Joint Debtor Robin Kalfus splacona@msbnj.com

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Steven P. Kelly

on behalf of Defendant American Express National Bank skelly@sterneisenberg.com bkecf@sterneisenberg.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

William L. Waldman

on behalf of Creditor Lakeland Bank william.waldman@klgates.com waldmanw@aol.com

TOTAL: 36